

STATE OF NEW HAMPSHIRE

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

CONCORD CITY EMPLOYEES - LOCAL #1580 :  
American Federation of State, County :  
& Municipal Employees - AFL - CIO :  
and :  
CITY OF CONCORD, NEW HAMPSHIRE :

Case No. A-0417:1  
Decision No. 780011

APPEARANCES

CITY OF CONCORD, NEW HAMPSHIRE: Paul F. Cavanaugh, City Solicitor,  
Joseph Musumeci, Personnel Director, Ronald Ford, Director Public Works

AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO:  
Attorney James Barry, James C. Anderson, President, Fred Crowley

BACKGROUND

Rehearing on Order of the Board was granted the City of Concord November 17, 1977, over the objection of counsel for the Union, who raised the question of timeliness of filing, for the purpose of hearing testimony of Mr. Ronald Ford, Director of Public Works.

The record shows that Ronald Ford was not present at the original hearing nor had he been called as a witness by counsel Paul Cavanaugh. It was only after the taped record was reviewed that counsel wanted Ford's testimony in the case.

FINDINGS

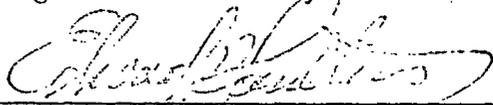
Ronald Ford's testimony neither added to or subtracted from the facts presented at the original hearing other than to reaffirm that drinking problems are woven through the threads of this case.

The City was of the opinion, as expressed by its Director of Public Works, Ronald Ford, that by keeping Flad in a temporary status would somehow contribute to a solution of certain personal problems.

DECISION AND ORDER

After considering the evidence at the rehearing the Board hereby reaffirms its original decision of September 20, 1977.

Signed March 22, 1978

  
EDWARD J. HASELTINE, CHAIRMAN  
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

Vote unanimous. Members Edward J. Haseltine, Chairman, Moriarty, and cummingg; absent: Aliman. Also in attendance, Bradford Cook, Counsel.

Anderson did not participate in the discussion or decision of the Board.